

#3/a

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re
Application of
George R. Schwartz

: Group Art Unit 3311
: Examiner: R. Carter
: Santa Fe, New Mexico

Entitled: APPARATUS FOR RAPID
COOLING OF THE BRAIN AND
METHOD OF PERFORMING SAME

: Date: January 16, 1998

Serial No. 08/816,255

: I hereby certify that this correspondence
is being deposited today with the United
States Postal Service as first class mail
in an envelope addressed to: Commissioner
of Patents and Trademarks, Washington,
D.C. 20231

Filed: March 13, 1997

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Daniel Robbins
Name: DANIEL ROBBINS
Registration No. 30,583
JAN. 20, 1998

SPECIES ELECTION UNDER 35 U.S.C. § 133

In response to the Office communication dated January 2,
1998, please amend the above referenced application as follows:

In the Claims:

Please add the following claim:

--Claim 14. Apparatus for cooling the brain of a patient,
said apparatus comprising:

- a) a thermally conductive element,
b) means for positioning said thermally conductive
element in localized contact with soft tissue in the cranio-
cervical region of said patient, and
c) means for cooling said thermally conductive
element, whereby said brain is cooled by conduction of blood
flowing through blood vessels in said soft tissue contiguous to
said brain.--

Applicant respectfully traverses the requirement for

election in view of the generic Claim 14 added above.

If no claim is found generic, Applicant elects Claims 7-13
inclusive directed to the endotracheal version of the invention



02/02/1998 09:05 AM 00000054-00016255
01 FC:202 41.00